

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION

DAVID A. ELLISON,
Plaintiff,

v.

KILOLO KIJAKAZI,
Acting Commissioner of
Social Security,
Defendant.

JUDGMENT

Case No. 7:19-CV-168-KS

Decision by Court.

This action came before United States Magistrate Judge Kimberly A. Swank for consideration of the plaintiff's motion for attorney fees.

IT IS ORDERED, ADJUDGED AND DECREED that plaintiff's counsel be awarded attorney fees under 42 U.S.C. §§406(b) and 1383(d)(2), in the amount of \$11,789.25 (or 25% of Plaintiff's past-due benefits, whichever is less). Plaintiff's counsel will reimburse Plaintiff any fees he previously received under the Equal Access Justice Act (EAJA) (\$6,100), 28 U.S.C. § 2412.

This judgment filed and entered on November 29, 2021, with *electronic service* upon:

Jonathan Miller
Counsel for Plaintiff

Cassia Parson
Jamie D.C. Dixon
Counsel for Defendant

PETER A. MOORE, JR.
CLERK, U.S. DISTRICT COURT

November 29, 2021

/s/ Shelia D. Foell
(By): Shelia D. Foell, Deputy Clerk